

EXHIBIT A

Valley Health System, LLC d/b/a Centennial Hills Hospital and Medical Center's Reply to Plaintiff's Opposition to Defendant Valley Health System's Motion for Summary Judgment (and any Joinders Thereto)

EXHIBIT A

LELAND J. NELSON
VILELA vs VALLEY HEALTH SYSTEMJuly 09, 2018
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1	UNITED STATES DISTRICT COURT	1	INDEX OF EXAMINATION	
2	DISTRICT OF NEVADA	2		
3		3	WITNESS: LELAND JAMES NELSON	
4	AMY VILELA, an individual;	4		
5	JOZETTE FIGUEREDO, an individual;	5	By Mr. Tyler	4
6	AMY VILELA, a Special Administrator	6	By Mr. Weiss	78
7	of the Estate of SHALYNNE RAMOS,	7	By Mr. Gish	88
8	Plaintiffs,	8	By Mr. Weiss	89
9	vs. CASE NO. 2:16-CV-01503	9	By Mr. Gish	90
10	VALLEY HEALTH SYSTEM, LLC, d/b/a	10		
11	CENTENNIAL HILLS HOSPITAL MEDICAL	11		
12	CENTER, a Nevada Limited Liability	12		
13	Company; UNIVERSAL HEALTH SERVICES	13		
14	OF DELAWARE, INC., a Delaware	14		
15	corporation; TANYA NETZ, PAC; JILL	15		
16	MCATEE, RN; DOE Defendants I	16		
17	through X, inclusive; ROE NURSES	17	INDEX TO EXHIBITS	
18	I through XX, inclusive; ZOE	18		
19	HOSPITALS or OTHER MEDICAL			
20	FACILITIES I through X; and			
21	ROE CORPORATIONS I through X,			
22	inclusive,			
23	Defendants.			
24	~~~~~			
25	DEPOSITION OF			
	LELAND JAMES NELSON			Initial
	July 9, 2018			
	10:00 a.m.			
	7900 West Sahara Avenue			
	Suite 200			
	Las Vegas, Nevada			
	Gary F. Decoster, CCR No. 790			
		Page 2	Page 4	
1	APPEARANCES OF COUNSEL	1	Deposition of Leland James Nelson	
2		2	July 9, 2018	
3	For the Plaintiffs:	3	(Prior to the commencement of the	
4	LAW OFFICES OF CASEY D. GISH	4	deposition, all of the parties present agreed to	
5	CASEY D. GISH, ESQ.	5	waive statements by the court reporter, pursuant	
6	5940 South Rainbow Boulevard	6	to Rule 30(b)(4) of NRCP.)	
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13	d/b/a Centennial Hills Hospital Medical Center			
14	and Jill Mcatee, RN:			
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<p style="text-align: right;">Page 33</p> <p>1 remember him being there, so . . .</p> <p>2 Q. And just him or did he have the other kids</p> <p>3 with him, too?</p> <p>4 A. I think it was just him because I think the</p> <p>5 babysitter came. I think the babysitter maybe was --</p> <p>6 was she there?</p> <p>7 Q. You'd probably remember little kids running</p> <p>8 around an ER, though. They weren't there?</p> <p>9 A. Yeah, they weren't -- I know the kids weren't</p> <p>10 there. I know the little kids weren't there.</p> <p>11 Q. Okay. So when you first walked in the</p> <p>12 hospital, all three of you were present?</p> <p>13 A. It was -- I want to say -- no, actually, no,</p> <p>14 it was just me and Shalynne, and then the dad came</p> <p>15 about maybe five minutes later.</p> <p>16 Q. So once you walk into the ER, I'm assuming</p> <p>17 you go over to the intake area?</p> <p>18 A. Um-hum.</p> <p>19 Q. That's a yes, right?</p> <p>20 A. Oh, yes.</p> <p>21 Q. Okay. Describe for me then what happens once</p> <p>22 you get to the intake area.</p> <p>23 A. She goes up there. She tells them, you know,</p> <p>24 her knee hurts. And she's calmed down a little bit</p> <p>25 then, so she's like my knee and like my lower leg is</p>	<p style="text-align: right;">Page 35</p> <p>1 see if he can -- if he can do something to where she</p> <p>2 can be on his insurance or if it's possible that she</p> <p>3 can be on his insurance, and he's on the phone with</p> <p>4 his insurance people. I guess they pretty much said</p> <p>5 that no, and then we sit and wait.</p> <p>6 Q. At what point had the stepdad arrived? Is</p> <p>7 that while she's filling out the paperwork?</p> <p>8 A. She's filling out the paperwork. By the time</p> <p>9 we got the paperwork he came already. He was already</p> <p>10 there sitting down with us.</p> <p>11 Q. Okay. When they said -- when she told them</p> <p>12 that she didn't have insurance, did they say that we</p> <p>13 can't treat you at all or just that it might be really</p> <p>14 expensive or do you remember any of the specifics</p> <p>15 about how that conversation went?</p> <p>16 A. Well, they said we might not be able to help</p> <p>17 out that much and it's going to be -- that she did --</p> <p>18 that they said it's going to be -- that it could</p> <p>19 possibly be really expensive if you don't have</p> <p>20 insurance.</p> <p>21 Q. So they never specifically said we won't</p> <p>22 treat you. They just said without your insurance,</p> <p>23 this might cost a lot of money?</p> <p>24 MR. GISH: Asked and answered,</p> <p>25 mischaracterizes his testimony.</p>
<p style="text-align: right;">Page 34</p> <p>1 starting like -- is starting to hurt. And then they</p> <p>2 asked to have her fill out paperwork and they ask if</p> <p>3 she has insurance.</p> <p>4 Q. As far as what she initially complained, she</p> <p>5 told them her knee hurts. What -- do you remember</p> <p>6 anything specific or you just remember just generally</p> <p>7 this is what she said?</p> <p>8 A. Like I just remember her saying that her knee</p> <p>9 hurts and that her leg is starting to hurt because she</p> <p>10 -- like I said, she calmed down some, so it was like</p> <p>11 she started feeling --</p> <p>12 Q. Okay. She starts to fill out the paperwork.</p> <p>13 They ask if she has insurance. Then what happens</p> <p>14 next?</p> <p>15 A. She says no, she says she doesn't have</p> <p>16 insurance, and they say, you know, well, we don't know</p> <p>17 how much -- how much we -- what we can -- how much we</p> <p>18 can do because you don't have insurance.</p> <p>19 Q. They said we don't know how much we can do</p> <p>20 because you don't have insurance?</p> <p>21 A. Yes.</p> <p>22 Q. And this is the same intake person?</p> <p>23 A. Yes.</p> <p>24 Q. Okay. What happens next?</p> <p>25 A. She -- her stepdad is there, so he tried to</p>	<p style="text-align: right;">Page 36</p> <p>1 Go ahead, you can answer.</p> <p>2 BY MR. TYLER:</p> <p>3 Q. You can answer.</p> <p>4 A. Oh. Say it again.</p> <p>5 Q. Sure. It wasn't something where they</p> <p>6 specifically said, well, if you don't have insurance,</p> <p>7 tough luck, we're not going to treat you. It was more</p> <p>8 of something along the lines of we might be able to</p> <p>9 treat you, but it might cost you a lot of money?</p> <p>10 MR. GISH: Same objections.</p> <p>11 Go ahead and answer.</p> <p>12 THE DEPONENT: Well, I remember them saying</p> <p>13 it was going to be expensive and I remember them</p> <p>14 saying that we don't know how much we can possibly</p> <p>15 help you.</p> <p>16 BY MR. TYLER:</p> <p>17 Q. What I'm trying to understand, was there a</p> <p>18 point where they ever said we can't treat you without</p> <p>19 insurance, period, or was it more of --</p> <p>20 A. No, they didn't say -- no, they didn't say we</p> <p>21 can't treat you, period.</p> <p>22 Q. Okay. But they did say if we treat you</p> <p>23 without insurance, it might be expensive?</p> <p>24 A. They did say that later on, I think.</p> <p>25 Q. So at that point I'm assuming you're going to</p>

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<p>1 I've examined your leg, it looks like you might need 2 surgery, but in order to have surgery completed, you 3 need to go see a specialist and you need to get 4 insurance; was that how it unfolded? I'm just trying 5 to understand.</p> <p>6 A. Yeah.</p> <p>7 Q. Okay.</p> <p>8 A. I think she -- like the specialist is 9 supposed to do surgery or something like that, not 10 them.</p> <p>11 Q. Okay. So the issue with the insurance and 12 need to see a specialist was with regard to potential 13 surgery?</p> <p>14 A. Well, the way I understood it was that it 15 seemed like the specialist was going to do the surgery 16 or something like that.</p> <p>17 Q. Any other recollection of that interaction 18 with the PA?</p> <p>19 A. No, just pretty much what I told you. She 20 just told us to sit here and wait.</p> <p>21 Q. So other than, you know, we can't do a 22 surgery here in the ER, you're going to need to follow 23 up with a specialist on that, was there any other care 24 that they said that they wouldn't or couldn't provide?</p> <p>25 A. They just said they couldn't -- they couldn't</p>	<p>1 I just felt like it should have been like, like more 2 and like she should like -- I felt like she should 3 have did more, I don't know what, but I felt like she 4 should have did more other than just say, oh, well, 5 she looked at it, oh, yeah, you might need surgery, 6 you need insurance, go to a specialist, and that was 7 it.</p> <p>8 Q. Okay. And to make sure we're clear --</p> <p>9 A. And --</p> <p>10 Q. -- you know for sure she looked at the x-ray?</p> <p>11 A. Um-hum.</p> <p>12 Q. And she explained the x-ray?</p> <p>13 A. Um-hum.</p> <p>14 Q. Those are yes?</p> <p>15 A. Yes, yes, sorry, yes, yes.</p> <p>16 Q. And she actually physically examined her 17 knee?</p> <p>18 A. Yes.</p> <p>19 Q. And she asked Shalynne about her knee?</p> <p>20 A. Yes, like where it was -- like if it was 21 hurting, yes.</p> <p>22 Q. Okay. What else did you feel should have 23 been done during the exam that wasn't?</p> <p>24 A. I just feel like -- like I say, I don't know 25 the whole procedure, but like I say, she asked for an</p>
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<p>1 do no more, nothing else about it, and then they just 2 gave her a brace and some crutches and said -- and 3 then just let us go.</p> <p>4 Q. And what I'm trying to make sure I'm clear on 5 is, there was nothing else that, you know, Shalynne 6 said I need this or I want this or, you know, you 7 haven't asked me about this and they said we can't 8 treat you, we won't treat you, other than the surgery?</p> <p>9 A. Just the MRI. She just said she wanted an 10 MRI and they said that she couldn't -- that they 11 couldn't give it to her.</p> <p>12 Q. So anything besides the MRI and the fact that 13 they couldn't do surgery?</p> <p>14 A. That's all I can remember, was that it was -- 15 that they wouldn't give her an MRI.</p> <p>16 Q. Did you get the impression that the PA 17 actually took her time and examined the knee?</p> <p>18 A. I don't feel like she did because it was -- 19 because she wasn't there that long. You know, like 20 she was just like, she was there, she just talked and 21 then just -- and then she left and we didn't see her 22 again and then . . .</p> <p>23 Q. What about it made you feel that she didn't, 24 just the duration of the time with you?</p> <p>25 A. The duration, it's like it wasn't -- I guess</p>	<p>1 MRI, like I feel like she should have got the MRI, you 2 know, and I'm not -- like I say, I'm not 3 professionally whatever, but like they should have 4 like -- if they saw like the knee was red, it's like I 5 don't know, just like, like do more tests on it. They 6 should have did more tests, I feel like, other than 7 just an x-ray.</p> <p>8 Q. Do you feel the PA was answering Shalynne's 9 questions?</p> <p>10 A. Yeah, she answered them.</p> <p>11 Q. Anybody else present during those 12 interactions with the PA other than you and Shalynne 13 and the PA herself?</p> <p>14 A. I want to say her brother was in there, in 15 the room.</p> <p>16 Q. Shalynne's brother?</p> <p>17 A. I want to say yes.</p> <p>18 Q. Who is that?</p> <p>19 A. Josiah.</p> <p>20 Q. What point did Josiah arrive?</p> <p>21 A. About maybe like five, ten minutes after we 22 was in the room; maybe ten minutes after the room.</p> <p>23 Q. So while you're in the ER treatment area, 24 after the x-ray but waiting for the PA, he arrived?</p> <p>25 A. Um-hum.</p>